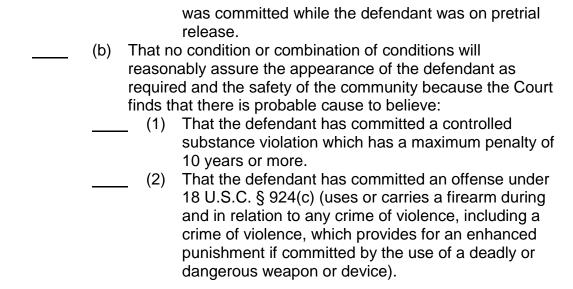
## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	
Plaintiff,	8:16CR256
vs. ALAN RUSSELL,	DETENTION ORDER PENDING TRIAL
Defendant.	
A. Order For Detention  After the defendant waived a detention the Bail Reform Act on September 9, 20 defendant detained pursuant to 18 U.S.C.	
conditions will reasonably assur required.	cause it finds: ence that no condition or combination of e the appearance of the defendant as
	ce that no condition or combination of re the safety of any other person or the
2113(a) & (d) is a ser of 25 years imprisonn	ces Report, and includes the following: of the offense charged: ery (Count I) in violation of 18 U.S.C. § rious crime and carries a maximum penalty nent.
(b) The offense is a crime (c) The offense involves (d) The offense involves to wit:	
X (3) The history and characterist (a) General Factors:  The defendan which may aff the defendan	against the defendant is high. tics of the defendant including: t appears to have a mental condition ect whether the defendant will appear. t has no family ties in the area. t has no steady employment.

	<ul><li>X The defendant has no substantial financial resources.</li><li>The defendant is not a long time resident of the</li></ul>
	community.
	The defendant does not have any significant community
	ties.
	Past conduct of the defendant:
	X The defendant has a history relating to drug abuse.
	The defendant has a history relating to alcohol abuse.
	<ul><li>The defendant has a significant prior criminal record.</li><li>X The defendant has a prior record of failure to appear at</li></ul>
	X The defendant has a prior record of failure to appear at court proceedings.
(b)	At the time of the current arrest, the defendant was on:
(6)	Probation
	Parole
	Supervised Release
	Release pending trial, sentence, appeal or completion of
	sentence.
(c)	Other Factors:
	The defendant is an illegal alien and is subject to
	deportation.
	The defendant is a legal alien and will be subject to
	deportation if convicted.  The Bureau of Immigration and Customs Enforcement
	(BICE) has placed a detainer with the U.S. Marshal.
	Other:
X (4) The	nature and seriousness of the danger posed by the defendant's
` ` ,	as follows: the nature of the charges in the Indictment.
	uttable Presumptions
	ng that the defendant should be detained, the Court also relied on
	owing rebuttable presumption(s) contained in 18 U.S.C. § 3142(e)
	he Court finds the defendant has not rebutted:
<u>X</u> (	(a) That no condition or combination of conditions will reasonably assure the appearance of the defendant as
	required and the safety of any other person and the
	community because the Court finds that the crime involves:
	X (1) A crime of violence; or
_	(2) An offense for which the maximum penalty is life
	imprisonment or death; or
-	(3) A controlled substance violation which has a
	maximum penalty of 10 years or more; or
-	(4) A felony after the defendant had been convicted of
	two or more prior offenses described in (1) through
	(3) above, <u>and</u> the defendant has a prior conviction for any of the crimes mentioned in (1) through (2)
	for one of the crimes mentioned in (1) through (3) above which is less than five years old and which



## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED this 9th day of September, 2016.

BY THE COURT:

s/ Thomas D. Thalken United States Magistrate Judge